

111TH CONGRESS
2D SESSION

S. 13

To require the Secretary of the Army to calculate the aggregate withdrawals of non-Federal entities, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 29, 2010

Mr. ISAKSON (for himself and Mr. CHAMBLISS) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To require the Secretary of the Army to calculate the aggregate withdrawals of non-Federal entities, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. CALCULATION OF WITHDRAWALS.**

4 (a) DEFINITIONS.—In this section:

5 (1) RETURN FLOW.—

6 (A) IN GENERAL.—The term “return flow”
7 means a discharge that flows directly or indi-
8 rectly into a reservoir from a wastewater or

1 water supply system in accordance with applica-
2 ble Federal law (including regulations).

3 (B) EXCLUSION.—The term “return flow”
4 does not include a discharge of storm water
5 that would have flowed into a reservoir de-
6 scribed in subparagraph (A) in the absence of
7 a discharge by a non-Federal entity.

8 (2) SECRETARY.—The term “Secretary” means
9 the Secretary of the Army, acting through the Chief
10 of Engineers.

11 (b) CALCULATION OF RETURN FLOW.—At the re-
12 quest of a State in which a Federal reservoir operated by
13 the Secretary is located, the Secretary shall calculate the
14 aggregate withdrawals of a non-Federal entity by sub-
15 tracting any return flow from the aggregate withdrawals
16 of the non-Federal entity.

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